

**RECEIVED  
CENTRAL FAX CENTER****JAN 25 2006**Patent  
Attorney Docket No. PIL8015.011**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Wiseman, Donald H.  
Serial No. : 10/707,909  
Filed : January 23, 2004  
For : **CRYSTAL GROWER WITH INTEGRATED LITZ COIL**  
Group Art No. : 1765  
Examiner : Kunemund, R.

---

**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being:

Mailing

☐ deposited with the US Postal Service in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450

37 CFR 1.8(a)                      37 CFR 1.10

☐ with sufficient postage as first class mail    ☐ As "Express Mail Post Office to Addressee" Mailing Label No.

**Transmission**

☒ transmitted by facsimile to Fax No.: 571-273-8300 addressed to Examiner Kunemund at the Patent and Trademark Office.

Date: January 25, 2006

*Jessica A. Calaway*  
Signature

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Dear Sir:

Responsive to the Notice of Abandonment mailed January 20, 2006, Applicant hereby petitions for withdrawal of the Examiner's holding of abandonment. The Notice of January 20, 2006 states that the present application is deemed abandoned because of "Applicant's failure to timely file a Appeal Brief." Applicant contends, however, that an Appeal Brief was, in fact, filed and, therefore, the holding of abandonment is in error.

Wiseman, Donald H

S/N: 10/707,909

Enclosed please find a copy of the Appeal Brief that was filed with the USPTO on August 15, 2005 by facsimile transmission. A copy of the facsimile transmission confirmation evidencing complete transmission of the reply to the USPTO is also enclosed. As such, Applicant respectfully believes that a timely and complete Appeal Brief was filed August 15, 2005. Accordingly, Applicant requests that the holding of abandonment be withdrawn.

By rule, a fee is not required to be submitted with this Petition.

Applicant hereby requests that any questions regarding this matter be directed to the undersigned.

Respectfully submitted,



Timothy J. Ziolkowski  
Registration No. 38,368  
Direct Dial 262-376-5139  
[tjz@zpspatents.com](mailto:tjz@zpspatents.com)

Dated: January 25, 2006  
Attorney Docket No.: PIL8015.011

**P.O. ADDRESS:**  
Ziolkowski Patent Solutions Group, SC  
14135 North Cedarburg Road  
Mequon, WI 53097-1416  
262-376-5170